

Senator Lawhon moved to reconsider the vote by which the resolution providing for a night session was adopted.

Senator Baldwin moved to table the motion to reconsider.

Pending action, the Chair directed the following message from the Governor to be read:

EXECUTIVE OFFICE,
AUSTIN, TEXAS, April 14, 1893.

To the Senate of the State of Texas:

I ask your advice and consent to the appointment of S. R. Scott, of Falls county, to be judge of the Fifty-fourth judicial district of Texas, and the appointment of I. B. Runyon, of Brazoria county, to be commissioner of pilots for the port of Velasco (mouth of the Brazos river.)

Respectfully,

J. S. HOGG,
Governor of Texas.

Senator Dean moved that the Senate go into executive session on next Tuesday to consider the Governor's appointments.

Senator Lewis moved as a substitute that the Senate go into executive session on next Tuesday at 11 a. m. to consider all pending messages from the Governor.

Senator Dean accepted the substitute and the same was adopted.

Pending action on Senator Lawhon's motion to reconsider, Senator Swayne moved to adjourn.

Lost by the following vote:

YEAS—10.

Baldwin,	McComb,
Boren,	Smith,
Bowser,	Steele,
Imboden,	Swayne,
Jester,	Tips.

NAYS—13.

Agnew,	Hutchison,
Crowley,	Lawhon,
Dean,	Lewis,
Dickson,	McKinney,
Douglass,	Presler,
Goss,	Shelburne.
Greer,	

ABSENT—1.

Cranford.

EXCUSED—7.

Atlee.	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

Senator Baldwin's motion to table was lost.

Senator Lawhon's motion to reconsider was then adopted.

Pending action on the adoption of the resolution (Swayne's) Senator

Steele moved to adjourn to 9:30 a. m. to-morrow.

Senator Dean moved to adjourn to 10 a. m. to-morrow.

Senator Baldwin moved to adjourn to 8:30 to-morrow morning.

The vote occurring on the longest time first the Senate adjourned to 10 a. m. to-morrow.

EIGHTY-SECOND DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, April 15, 1893.

Senate met pursuant to adjournment.

Lieutenant-Governor Crane in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

PRESENT—24.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McComb,
Crowley,	McKinney,
Dean,	Presler,
Dickson,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Swayne,
Hutchison,	Tips.

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

The Chaplain, Dr. Briggs, being absent, Rev. G. C. Rector, pastor of the Twenty-fourth street church, Austin, prayed as follows:

Our Heavenly Father, we thank Thee for the new morning. May the gladness of its sunshine be an earnest of the joy that shall thrill the hearts of all Thy people this day. May the unclouded purity of its skies and the chastened brightness of its light symbolize the virtue and integrity of those who walk within its glory. May the song from hedge-row and leafy covert inspire an anthem of praise to God in every soul. May the fragrance that fills the air provoke the exhalations of love to Christ from each human heart. May the stir of life in nature around us awaken the slothful and move us all to useful activity. We ask for Jesus' sake. Amen.

Pending reading of the journal of yesterday,

On motion of Senator Lawhon, the reading of the same was suspended.

On motion of Senator Presler the journal of yesterday was corrected so as to show that the words "in checked" in his amendment to educational bill should be "including."

On motion of Senator Dickson, Calendar Clerk Childress was excused for to-day on account of sickness.

Senator Goss moved to reconsider the vote by which the amendment offered by Senator Imboden, striking out "political economy" in subdivision d, section 67, was adopted, and same was spread on the journal.

Senator Steele moved to reconsider the vote by which the amendment offered by Senator Boren, to-wit:

Amend section 54, on page 26, by striking out all after the word "age," in line 9, and insert the following: "Provided, that teachers holding first grade certificates and who shall have been given (by the board of examiners) an average grade of eighty-five (85) per cent shall in no case receive a salary of more than seventy-five dollars per month. On an average grade of seventy-five (75) per cent not more than sixty-five dollars per month, and on an average of sixty-five (65) per cent, not more than sixty dollars per month."

That teachers holding a second grade certificate, and who shall have been given an average of eighty-five (85) per cent (by the board of examiners), shall in no case receive a salary of more than fifty dollars per month. On an average of seventy-five (75) per cent, not more than forty-five dollars, and an average of sixty-five per cent not more than forty dollars.

That teachers holding a third grade certificate and who shall have been given an average grade (by the board of examiners) of eighty-five per cent shall not receive more than thirty-five dollars per month as a salary; on an average of seventy-five per cent not more than twenty-five dollars, and an average of sixty-five per cent not more than twenty dollars, which average shall be stated on the teachers' certificate, was lost and the same was spread on the journal.

Senator Boren moved to reconsider the vote by which the amendment offered by Senator Tips, to-wit:

Amend section 12, line 2, page 8, by striking out "seventeen" and insert "sixteen," was lost, and the same was spread on the journal.

BILLS AND RESOLUTIONS.

By Senator Bowser:

A bill to be entitled "An act to create and establish a road commission for the State of Texas; to provide for the appointment of a commissioner, to define his duties, to fix his salary and to make an appropriation therefor."

Read first time and referred to Committee on Roads and Bridges.

By Senator Boren:

An act to be entitled "An act to amend articles 3297, 3304 and 3306, title 64 of the Revised Civil Statutes and to repeal all laws in conflict therewith."

Read first time and referred to Committee on Military Affairs.

Call concluded.

The Chair announced

House bill No. 295, entitled "An act to fix the rate of taxation on insurance companies, telephone companies, sleeping and dining car companies and other corporations; to prescribe the time and manner of collecting such taxes; to provide penalties for the violation of the provisions of this act, and to repeal all laws and parts of laws in conflict therewith," as pending business.

Senator Imboden moved to suspend pending business and take up

House bill No. 594, entitled "An act to create a more efficient road system in the counties of Cherokee, Houston, Anderson, Trinity, Franklin, Delta, Upshur and Smith, and auxiliary thereto; provide for the appointment of road overseers; to define the powers and jurisdiction of the commissioners courts of said counties with regard thereto; to utilize the labor of defaulting poll tax payers on the public roads of said counties, and to provide adequate penalties for the violation of the provisions of this act."

Carried by the following vote:

YEAS—21.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McComb,
Crowley,	McKinney,
Dean,	Presler,
Douglass,	Shelburne,
Goss,	Smith,
Greer,	Swayne,
Hutchison,	Tips.

NAYS—2.

Dickson,	Steele.
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EXCUSED—7.

Atleo,	Whitaker,
Browning,	Woods,

Kearby, Yoakum.
Simpson,

Bill read second time.

By Senator Boren:

Amend the caption by adding the counties of Harrison, Panola and Shelby counties.

Adopted.

By Senator Hutchison:

Amend section 47 by striking out "18" in line 1, and insert "21" in lieu thereof.

Adopted.

By Senator Boren:

Amend section 2 by adding the counties of Harrison, Panola and Shelby counties.

Adopted.

By Senator Tips:

Amend section 53, line 3, by striking out the words "ten days" and insert in lieu thereof the words "five days."

Lost by the following vote:

YEAS—8.

Crowley,	Lewis,
Dean,	Shelburne,
Hutchison,	Smith,
Lawhon,	Tips.

NAYS—15.

Agnew,	Greer,
Baldwin,	Imboden,
Boren,	Jester,
Bowser,	McKinney,
Cranford,	Presler,
Dickson,	Steele,
Douglass,	Swayne.
Goss,	

ABSENT—1.

McComb.

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

The bill was then passed to its third reading.

On motion of Senator Imboden, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

YEAS—18.

Agnew,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McKinney,
Crowley,	Presler,
Douglass,	Shelburne,
Goss,	Smith,
Greer,	Steele,
Imboden,	Swayne.

NAYS—3.

Dickson,	Tips.
Hutchison,	

ABSENT—3.

Baldwin,	McComb.
Dean,	

EXCUSED—7.

Atlee,	Mhitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

Bill read third time.

Senator Imboden moved a call of the Senate, which was ordered, the following Senators answering to their names:

PRESENT—23.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McKinney,
Crowley,	Presler,
Dean,	Shelburne,
Dickson,	Smith,
Douglass,	Steele,
Goss,	Swayne,
Greer,	Tips.
Hutchison,	

ABSENT WITHOUT LEAVE—1.

McComb.

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

(Senator McComb was announced.)

The bill was then passed by the following vote:

YEAS—22.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McComb,
Crowley,	McKinney,
Dean,	Presler,
Dickson,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Swayne.

NAYS—2.

Hutchison,	Tips.
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ABSENT—none.

EXCUSED—7.

Atlee,	Woods.
Browning,	Whitaker.
Kearby,	Yoakum.
Simpson,	

HOUSE MESSAGE.

HOUSE OF REPRESENTATIVES.

AUSTIN, TEXAS, April 15, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate of the passage by

the House of the following bills, to-wit:

Senate bill No. 22, "An act to authorize the penitentiaries board to purchase agricultural lands for the purpose of utilizing convict labor on State farms, and to provide funds for that purpose," with amendments.

Senate bill No. 134, "An act to provide for determining the rights of non-residents, persons unknown and transient persons, to property in Texas," with amendments.

Senate bill No. 158, "An act to define who are fellow-servants and who are not fellow-servants, and to prohibit contracts between the employer and employes, based upon the contingency of the injury or death of the employe limiting the liability of the employer for damages," with amendments.

Senate bill No. 259, "An act to create a criminal district court for the county of Dallas and to prescribe the jurisdiction thereof; to fix the times for holding the terms thereof; to provide for the appointment and election of the judge thereof, and to provide for the sheriff, clerk and attorney thereof; to limit and conform thereto the jurisdiction of the district courts of Dallas county, and to repeal all laws and parts of laws in conflict herewith,"

And that Mr. James has been appointed on the free conference committee on substitute Senate bills Nos. 29, 32, etc., in place of Mr. Sherrill.

Respectfully,

GEO. W. FINGER,
Chief Clerk House of Representatives.

President Crane announced the following special committee on procedure and arrangements in the matter of the impeachment of Hon. W. L. McGaughey, Commissioner of the General Land Office: Senators Lewis, Cranford and McComb.

Senator Swayne moved to suspend pending business and take up

Senate bill No. 292, entitled "An act to amend article 566, chapter 2, title 20 of the Revised Civil Statutes of the State of Texas, as amended by the Twenty-second Legislature."

Carried.

Bill read second time.

By consent, the following was introduced by Senator Cranford:

Resolved, That the Secretary of the Senate shall immediately notify the House that the Senate is now ready to receive the managers appointed upon the part of the House to prefer articles of impeachment against the Hon. W. L. McGaughey, Commissioner, etc., for the purpose of exhibiting

such articles of impeachment or making any report in reference thereto.

Adopted.

Senator McComb moved to correct the journal of yesterday so as to show on page 600 Senate bill "No. 157," and not Senate bill "No. 151," passed the House, as shown by the message of the same.

Carried.

Senator McComb then asked that said bill be referred to Committee on Judicial Districts.

So referred.

Resuming consideration of Senate bill No. 292, the same was ordered engrossed.

Senator Swayne moved to suspend the constitutional rule requiring bills to be read on three several days and that the bill be put upon its third reading and final passage.

Carried by the following vote:

YEAS—23.

Agnew,	Jester,
Baldwin,	Lawhon,
Boren,	Lewis,
Bowser,	McComb,
Cranford,	McKinney,
Crowley,	Presler,
Dean,	Shelburne,
Dickson,	Smith,
Douglass,	Steele,
Goss,	Swayne,
Hutchison,	Tips.
Imboden,	

NAYS—none.

ABSENT—1.

Greer.

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

Bill read third time and passed by the following vote:

YEAS—23.

Agnew,	Jester,
Baldwin,	Lawhon,
Boren,	Lewis,
Bowser,	McComb,
Cranford,	McKinney,
Crowley,	Presler,
Dickson,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Swayne,
Hutchison,	Tips.
Imboden,	

NAYS—none.

ABSENT—1.

Dean.

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,

Kearby,
Simpson,

Yoakum.

Senator Swayne moved to reconsider the vote by which the bill passed and to lay that motion on the table.

Tabled.

Senator Lewis moved to suspend pending business and take up

House bill No. 590, entitled "An act to authorize and empower the counties in this State to levy and collect a tax to pay for any lands which have, or may hereafter be deeded to the State of Texas for the use of public buildings."

Carried.

Bill read second time and passed to its third reading.

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

YEAS—23.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McComb,
Crowley,	McKinney,
Dean,	Presler,
Dickson,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Swayne.
Hutchison,	

NAYS—1.

Tips.

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

Bill read third time and passed by the following vote:

YEAS—23.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McComb,
Crowley,	McKinney,
Dean,	Presler,
Dickson,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Swayne.
Hutchison,	

NAYS—1.

Tips.

EXCUSED—7.

Atlee,	Whitaker,
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Browning,
Kearby,
Simpson,

Woods,
Yoakum.

Senator Smith moved to suspend the call of the Senate.

Call suspended.

Senator Baldwin moved to suspend pending business and take up

Substitute House bill No. 112, entitled "An act to provide for the protection of domestic animals; for the creation of a livestock sanitary commission, for the establishing of livestock quarantine lines, rules and regulations; to provide penalties for violating the same, and to make an appropriation to carry out the provisions of this act."

Carried.

Bill read second time.

By Senator Baldwin:

Amend by striking out section 14 and insert in lieu thereof the following:

Sec. 14. The sum of \$20,000, or so much thereof as may be necessary, is hereby appropriated out of the general revenue fund not otherwise appropriated for the purpose of carrying into effect the provisions of this act.

Adopted.

By Senator Lewis:

Amend by striking out all after the word "the" in line 9, section 15, and insert in lieu thereof the following: "Fifteenth day of May of each year."

Adopted.

Bill then passed to its third reading.

On motion of Senator Baldwin, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

YEAS—20.

Baldwin,	Hutchison,
Boren,	Imboden,
Bowser,	Jester,
Cranford,	Lewis,
Crowley,	McKinney,
Dean,	Presler,
Dickson,	Shelburne,
Douglass,	Steele,
Goss,	Swayne,
Greer,	Tips.

NAYS—2.

Lawhon,	Smith.
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ABSENT—2.

Agnew,	McComb.
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EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum,
Simpson,	

Senator Smith moved to reconsider the vote by which Senator Baldwin's amendment to section 14 was adopted.

Senator Imboden made the point of order that the vote could not be reconsidered, as the bill had since been passed to its third reading.

Sustained.

Senator Smith moved to reconsider the vote by which the bill was passed to its third reading.

Reconsidered.

Senator Smith then moved to reconsider the vote by which Senator Baldwin's amendment to section 14 was adopted.

Reconsidered.

Senator Baldwin withdrew his amendment and offered the following substitute therefor:

Amend by striking out "twelve thousand" and insert "twenty thousand" in section 14.

Adopted.

The bill was then passed to its third reading.

On motion of Senator Baldwin, the constitutional rule requiring bills to be read on three several days, was suspended and the bill put upon its third reading and final passage by the following vote:

YEAS—20.

Agnew,	Greer,
Baldwin,	Hutchison,
Boren,	Imboden,
Bowser,	McComb,
Cranford,	Presler,
Crowley,	Shelburne.
Dean,	Smith,
Dickson,	Steele,
Douglass,	Swayne,
Goss,	Tips.

NAYS—2.

Lawhon,	McKinney.
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ABSENT—2.

Jester,	Lewis.
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EXCUSED—7.

Atlee,	Whitaker.
Browning,	Yoakum.
Kearby,	Woods.
Simpson,	

Bill read third time and passed by the following vote:

YEAS—18.

Agnew,	Greer,
Baldwin,	Hutchison,
Boren,	Imboden,
Bowser,	Jester,
Cranford,	McComb,
Crowley,	Presler,
Dean,	Shelburne.
Dickson,	Swayne,
Goss,	Tips.

NAYS—4.

Douglass,	McKinney,
Lawhon,	Steele.

ABSENT—2.

Lewis,	Smith.
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EXCUSED—7.

Atlee,	Whitaker.
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

On motion of Senator Steele pending business was suspended and

House bill No. 192, entitled "An act to authorize the State Treasurer to pay to the county treasurer of any county in this State any excess of subsidy taxes paid by such county, after the subsidy bonds of such county and interest thereon has been paid, and to authorize the treasurer of such county to receive and receipt for same," taken up.

Bill read second time and passed to its third reading.

On motion of Senator Imboden, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

YEAS—24.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McComb,
Crowley,	McKinney,
Dean,	Presler,
Dickson,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Swayne,
Hutchison,	Tips.

NAYS—none.

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

Bill read third time and passed by the following vote:

YEAS—24.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McComb,
Crowley,	McKinney,
Dean,	Presler,
Dickson,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Swayne,
Hutchison,	Tips.

YEAS—none.

EXCUSED—7.

Atlee, Whitaker,
Browning, Woods,
Kearby, Yoakum.
Simpson,

COMMITTEE REPORTS.

COMMITTEE ROOM,
AUSTIN, TEXAS, April 15, 1893.

Hon. M. M. Crane, President of the Senate:

Sir: Your Committee on Contingent Expenses beg leave to report the amounts and number of claims allowed for the week commencing April 8 and ending April 15, 1893:

State Senate Dr:
To C. H. Allen, stamps, wrap-
pers and postals..... \$55 00
To Houston Post Publishing
Co., papers as per vouchers... 178 62
To Caller Publishing Co., 260
papers for Senators Atlee and
Imboden 7 80
To Statesman Publishing Co.,
528 papers for April..... 110 88
All of which is respectfully sub-
mitted.

R. E. STEELE, Chairman.

COMMITTEE ROOM,
AUSTIN, TEXAS, April 15, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and com-
pared

Senate bill No. 292, being "An act to amend article 566, chapter 2, title 20, of the Revised Civil Statutes of the State of Texas, as amended by the Twenty-second Legislature, chapter 101, page 161,"

And find the same correctly en-
grossed. PRESLER, Chairman.

COMMITTEE ROOM,
AUSTIN, TEXAS, April 15, 1893.

Hon. M. M. Crane, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

House bill No. 577, "An act to prevent the catching or taking of fish, except with the ordinary hook, line and pole, or trot line, and to prevent the use of traps, nets, seines, chinaberries, indiaberries or other poisonous substances, or dynamite, giant powder, nitro-glycerine or other explosive compounds in any waters in the counties of Cherokee, Burnet, Hardin, Liberty, Tyler, Harrison, Gregg, Nacogdoches, Tom Green and Bexar, State of Texas, for the purpose of catching or taking of fish therefrom, and to provide penalties for the violation of the provisions of this act,"

Have had the same under consider-
ation, and I am instructed to report
the same back to the House with the
recommendation that it *do* pass.

DEAN, Acting Chairman.

COMMITTEE ROOM,
AUSTIN, TEXAS, April 15, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Reads and
Bridges, to whom was referred

House bill No. 647, entitled "An act to authorize the commissioners court of Nacogdoches county to lay out and condemn land for right of way and to establish and maintain a first-class public road around Ortons' Hill in Nacogdoches county,"

Have had the same under consider-
ation, and instruct me to report it
back to the Senate with the recom-
mendation that it *do* pass.

BOWSER, Chairman.

On motion of Senator Tips pending
business was suspended and

Senate bill No. 230, entitled "An act authorizing the board of trustees of the public schools of the city of Austin to sell a block in the city of Austin known as the 'Academy block,' and to devote proceeds of the sale for purchasing building sites and erecting buildings thereon for public school purposes," taken up.

Bill read second time and passed to
engrossment.

On motion of Senator Greer, pend-
ing business was suspended and

House bill No. 647, "An act to au-
thorize the commissioners court of
Nacogdoches county to lay out and
condemn land for right of way, and to
establish and maintain a first class
public road around Orton's Hill in
Nacogdoches county," taken up.

Bill read second time and passed to
its third reading.

Senator Greer moved to suspend the
constitutional rule requiring bills to
be read on three several days in each
house and that the bill be put upon
its third reading and final passage.

No quorum, the following Senators
voting:

YEAS—20.

Agnew,	Hutchison,
Baldwin,	Imboden,
Boren,	Jester,
Bowser,	Lawhon,
Cranford,	McComb,
Crowley,	Presler,
Dickson,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Tips.

NAYS—none.

ABSENT—4.

Dean, McKinney,
Lewis, Swayne.

EXCUSED—7.

Atlee, Whitaker,
Browning, Woods,
Kearby, Yoakum.
Simpson,

Senator Greer moved a call of the Senate, which was ordered, the following answering to their names:

PRESENT—22.

Agnew, Hutchison,
Baldwin, Imboden,
Boren, Jester,
Bowser, Lawhon,
Cranford, McComb,
Crowley, McKinney,
Dean, Presler,
Dickson, Shelburne,
Douglass, Smith,
Goss, Steele,
Greer, Tips.

ABSENT WITHOUT LEAVE—2.

Lewis, Swayne.

EXCUSED—7.

Atlee, Whitaker,
Browning, Woods,
Kearby, Yoakum.
Simpson,

Pending business going to the table.

On motion of Senator Smith,

House bill No. 422, entitled "An act to amend title 12, chapter 1, article 389, of the Revised Penal Code of Texas," was taken up.

Bill read second second time and passed to its third reading.

Senator Hutchison moved to reconsider the vote by which the bill passed to its third reading.

Lost.

Senator Swayne was announced.

The Senate then resumed consideration of House bill No. 647, action being on Senator Greer's motion to suspend the constitutional rule.

Rule suspended by the following vote:

YEAS—25.

Bowser, Imboden,
Greer, Jester,
Agnew, Lawhon,
Baldwin, McComb,
Boren, McKinney,
Cranford, Presler,
Crowley, Shelburne,
Dean, Smith,
Dickson, Steele,
Douglass, Swayne,

Goss,
Hutchison,

Tips.

NAYS—none.

ABSENT—1.

Lewis.

EXCUSED—7.

Atlee, Whitaker,
Browning, Woods,
Kearby, Yoakum.
Simpson,

Bill read third time, and passed by the following vote:

YEAS—22.

Agnew, Hutchison,
Baldwin, Imboden,
Boren, Jester,
Bowser, Lawhon,
Cranford, Lewis,
Crowley, McKinney,
Dean, Presler,
Dickson, Shelburne,
Douglass, Smith,
Goss, Steele,
Greer, Tips.

NAYS—none.

ABSENT—2.

McComb, Swayne.

EXCUSED—7.

Atlee, Whitaker,
Browning, Woods,
Kearby, Yoakum.
Simpson,

On motion of Senator Shelburne pending business was suspended, and

House bill No. 682, being "An act to authorize and create a more efficient system of public roads and bridges for Cameron, Harris, Fayette, Dallas, Brazos, Coryell and Ellis counties, for the issuance of bonds by said counties for the purpose of constructing permanent public roads, and to authorize the investment of the permanent school fund of the State and of said counties in such bonds; to prescribe for and limit the expenditure of the money arising from the sale of such bonds, and to prescribe and define the powers and duties of the commissioners courts in reference thereto," taken up.

Bill read second time.

By Senator Lewis:

Amend caption by adding Bexar county to the list of counties.

Adopted.

By Senator Bowser:

Amend by adding Rockwall county.

Adopted.

By Senator Lewis:

Amend section 1, by adding "Bexar county" to the list of counties in line 3, after the word "Coryell."

Adopted.

By Senator Lewis:
Amend section 3, by adding after the word "Coryell," in line 4, page 3, the word "Bexar."

By Senator Lewis:
Amend section 10, by adding "Bexar" after the word "Coryell" in line 2.
Adopted.

By Senator Bowser:
Amend caption by adding after the word "Dallas" the word "Rockwall."
Adopted.

By Senator Tips:
Amend section 4, line 19, by inserting the word "sufficient" after the word "fund."
Adopted.

By Senator Bowser:
Amend by adding "Rockwall" after the word "Dallas," in section 1, line 3.
Adopted.

By Senator Bowser:
Amend by adding "Rockwall" after "Dallas," section 10, line 2.
Adopted.

The bill was then passed to its third reading.

On motion of Senator Shelburne, the constitutional rule requiring bills to be read on three several days was suspended and the bill upon its third reading and final passage by the following vote:

YEAS—21.

Agnew,	Lawhon,
Boren,	Lewis,
Bowser,	McComb,
Cranford,	McKinney,
Crowley,	Presler,
Douglass,	Shelburne,
Goss,	Smith,
Greer,	Steele,
Hutchison,	Swayne,
Imboden,	Tips.
Jester,	

NAYS—None.

ABSENT—3.

Baldwin,	Dickson.
Dean,	

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

Bill read third time and passed by the following vote:

YEAS—23.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Lawhon,
Bowser,	Lewis,
Cranford,	McKinney,
Crowley,	Presler,
Dean,	Shelburne,

Dickson,	Smith,
Douglass,	Steele,
Goss,	Swayne,
Greer,	Tips.
Hutchison,	

NAYS—none.

ABSENT—1.

McComb.

EXCUSED—7.

Atlee,	Whitaker,
Browning,	Woods,
Kearby,	Yoakum.
Simpson,	

HOUSE MESSAGE.

HOUSE OF REPRESENTATIVES,
AUSTIN, TEXAS, April 15, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate of the passage by the House of the following bills, to-wit:

Senate bill No. 274, "An act to amend an act to designate what counties shall compose the Twenty-ninth judicial district of the State of Texas, and to fix the times of holding courts therein, approved March 30, 1887, at the regular session of the Twentieth Legislature, amended February 15, 1889, amended March 5, 1889, so that the same shall hereafter read as follows."

Passed by two-thirds vote; ayes 86, noes none.

House bill No. 579, "An act to prescribe the times of holding the terms of the district court in the Eleventh judicial district."

Passed by two-thirds vote; ayes 89, noes none.

And that the House has adopted Senate amendments to House bill No. 594.

Respectfully,

GEO. W. FINGER.

Chief Clerk House of Representatives.

IN SENATE.

House bill No. 579, "An act to prescribe the time of holding the terms of the district court in the Eleventh judicial district."

Read first time and referred to Judiciary Committee No. 1.

Senator Jester moved that the Senate grant the request of the House for a free conference committee to consider

House bill No. 405, entitled "An act to amend articles 4742, 4733, 4743a and 4744 of the Revised Civil Statutes of the State of Texas, and to repeal articles 4761, 4762, 4763, 4764, 4765 and 4766 of the Revised Civil Statutes of the State of Texas, and to repeal all laws in conflict herewith, and to pro-

vide penalties for violation of this act."

Granted.

Senator Lewis called up

Senate bill No. 134, entitled "An act to provide for determining the rights of non-residents, persons unknown and transient persons to property in Texas," with House amendments thereto, and moved that the Senate concur in said amendments.

Carried

Senator Tips called up

Senate bill No. 22, a bill to be entitled "An act to authorize the penitentiary board to purchase agricultural lands for the purpose of utilizing convict labor on State farms, and to provide funds for that purpose," with House amendments thereto, and moved that the Senate concur in said amendments.

Concurred.

Senator Swayne called up

Senate bill No. 241, a bill to be entitled "An act to extend the time within which lands that have been sold for taxes and bought in by the State, cities and towns may be redeemed," with House amendments thereto, and moved that the Senate do not concur in said amendments, and asks for a free conference committee to consider same.

Carried.

Senator Crowley moved to adjourn to 10 a. m. Monday.

Senator Baldwin moved to adjourn to 3 p. m. to-day.

The vote recurring on the longest time, Senate adjourned to 10 a. m. Monday.

EIGHTY-THIRD DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, April 17, 1893.

Senate met pursuant to adjournment.

Lieutenant-Governor Crane in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

PRESENT—24.

Agnew,	Jester.
Atlee,	Lawhon,
Baldwin,	Lewis,
Boren,	McComb,
Bowser,	McKinney,
Cranford,	Presler,
Crowley,	Shelburne,
Dean,	Simpson,
Dickson,	Smith,
Douglass,	Steele,

Goss,
Greer,
Hutchison,
Imboden,

Swayne,
Tips.
Yoakum.

ABSENT—1.

Woods.

EXCUSED—3.

Browning,
Kearby,

Whitaker.

Prayer by the chaplain, Dr. Briggs, as follows:

Our Father, accept our gratitude for the new day and prepare us for its duties. Regard all who gather in this place, especially those charged with its most solemn and responsible tasks. Make each member of this body a son of the light, a follower of the truth, a true, tender-hearted brother of his race; a worshiper in all his life with the voice of the Infinite One speaking in his heart, a splendid symmetry, a balance of the qualities that make the upright man, the patriotic citizen and the brave, wise leader of the people. Overrule all that we do to Thy honor, the good of the State and our personal well being. We ask for Thy name's sake. Amen.

Pending reading of the journal of yesterday,

On motion of Senator Agnew the reading of the same was suspended.

On motion of Senator Dickson, Calendar Clerk Childress, was excused for to-day on account of sickness.

On motion of Senator Agnew, Senator Woods was excused for to-day and to-morrow, on account of important business.

On motion of Senator Bowser, Assistant Doorkeeper Sapp was excused for non-attendance on last Saturday on account of sickness.

COMMITTEE REPORTS.

COMMITTEE ROOM,
AUSTIN, TEXAS, April 17, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Judicial Districts, to whom was referred

House bill No. 687, entitled "An act to amend an act entitled an act to reorganize the Fifteenth judicial district and the Fortieth judicial district and to amend chapter 67, section 15 of the General Laws of the State of Texas, approved April 6, 1883, redistricting the State for judicial purposes, and to amend section 2, chapter 58 of the General Laws of Texas, approved March 27, 1885, creating the Fortieth judicial district, and to amend section 1 of an act passed at the regular session of the Twenty-third Legis-